

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION**

**James Cornelius Moore, Jr.,
Plaintiff,**

Civil Action No. 7:13-cv-00522

v.

ORDER

**Brian Toney,
Defendant.**

**By: Norman K. Moon
United States District Judge**

In accordance with the written Memorandum Opinion entered this day, it is hereby

ORDERED

that this action is **DISMISSED without prejudice**, pursuant to Fed. R. Civ. P. 41(b); all pending motions are **DENIED as moot**; and the action is **STRICKEN** from the active docket of the court.

The Clerk is directed to send copies of this Order and the accompanying Memorandum Opinion to the parties.

ENTER: This 22nd day of November, 2013.



NORMAN K. MOON
UNITED STATES DISTRICT JUDGE